FARAD CONTINUATION SHEET NO.

IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

WRIT PETITION NO. 6072 OF 2005
WITH
WRIT PETITION NO. 6073 OF 2005

Office notes, office Memoranda of appearances, Court's orders or directions & Registrar's orders.	Coram, : Court's or Judge's Orders : .

Mr. A. B. Borkar for petitioner

Mr. D.S.Sawant for R

CORAM: SMT. RANJANA DESAI, J.
26/9/2005

P.C.:-

After hearing the learned advocates for the parties, I was of the opinion, that in the circumstances of the case and without expressing any opinion on the rights of the parties all that can be done in this case is expediting the trial of both the suits. Thereafter the learned counsel for the petitioner drew my attention to the order dated 5/10/03 passed in R.C.S. No. 102/03 on Ex. 5.

2. Hence in the circumstances of the case, without prejudice to the rights and contentions of both sides order of status quo dated 5/10/03 passed in R.C.S. No. 102/03 Exh. 5 shall operate during the pendency of the suit. Operative part of the impugned order is substituted by this order. The trial court is directed to hear and dispose of both the suits within a period of one year from the date of receipt of this order by it. This court has not expressed any opinion on themerits of the case of either parties.

3. I am informed that some amount is lying with the trial court. The said amount is in respect of sugarcane crop. Needless to say that the said amount will abide by the final order which will be passed in the pending suits.

4. Both the petitions are disposed of.

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